LOBBYIST MONTHLY REPORT FORM



State of Idaho

Pete T. Cenarrusa Secretary of State To Be Filed By:

LOBBYISTS (Sec. 67-6619)

		See instructions	at bottom				STATE OF IDAHO"						
Lobbvist	's name and r	ermanent busine	ess address			···	D	ate pr	epared			covered	
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ltem 1	Totals	of all reportal	ble expend	itures made o	r incurr	ed by Lob	byist o	or by	Lobbyist's Empl	loyer on beh	alf of Lobb	yist's Emplo	yer.
	tegory of Ex			T-4-1					used by each emp	loyer (Identi	fy employe	rs, under	
		iving and Travel obbying Activity		Fotal enditure	item 3	3, at bottom	1 01 ра	ge.)				·	
Do	Not Have to b	e Reported			En	ployer No.	1	F	Employer No. 2	Employe	er No. 3	Employer	No. 4
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67-6	o should file 617 Idaho C	this form: A	ny lobbyis	t registered u	nder Se	ction			O BOX 1278	BOISE ID	83701		
		Monthly reported the past month.		hin ten (10) da	ys of th	e month	No. 2	!					
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		Pete Secre	T. Cenarri etary of Sta	ate			No. 3						
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	Date	Amount			Name of Legislator Receiving	or Bene	fited
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tem Su	bject matter	of proposed legislat	tion, the number of the Senate		LEGISLATIVE SUE	JECT	IDENTIFICATION
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une	<u> </u>			Code	Subject		Subject
ibject Coc		esolution or Other	Appropriation Bill Number] 01	Agriculture, horticulture, farming, and livestock	17	Health service, medicine, drugs and controlled substances, health
from table) Legislat	ive Ident. Number	and Section Number	02	Amusements, games, athletics		insurance, hospitals
	PI	EASE SEE		"-	and sports	18	Higher education
				03	Banking, finance, credit and	19	Housing, construction, codes
	A1	TACHED		1	investments	20	Insurance (excluding health
	1			04	Children, minors, youth,		insurance)
					senior citizens	21	Labor, salaries and wages,
	1			05	Church and religion		collective bargaining
			•	06	Consumer affairs	22	Law enforcement, courts,
			-	07	Ecology, environment, pollution,		judges, crimes, prisons
					conservation, zoning, land and	23	License, permits
					water use	24	Liquor
				08	Education	25	Manufacturing, distribution and
				09	Elections, campaigns, voting,		services
				1	political parties	26	Natural resources, forest and
				10	Equal rights, civil rights,		forest products, fisheries, mining
			•		minority affairs		and mining products
				11	Government, financing,	27	Public lands, parks, recreation
					taxation, revenue, budget,	28	Social insurance, unemployment
	1				appropriations, bids, fees, funds		insurance, public assistance,
				12	Government, county		workmen's compensation
				13	Government, federal	29	Transportation, highways,
RTIFICA	TION: I her	reby certify that the	above is a true, complete and	14	Government, municipal		streets and roads
			n 67-6624 Idaho Code.	15	Government, special districts	30	Utilities, communications,
\triangle	/	1 11		16	Government, state		televisions, radio, newspaper,
	/		1111 1	_			power, CATV, gas
1		// (<i> ///</i> //	<i> </i>			31	Other (please specify)

Bonnie K. Haines Steven A. Millard President Senior Vice President

February 28, 2003 Volume XVII, No. 7



LEGISLATIVE REPORT

A Publication of the Idaho Hospital Association P.O. Box 1278, Boise, Idaho 83701 (208) 338-5100 Fax (208) 338-7800 www.teamiha.org

INTRODUCTION AND STATUS OF HEALTH-RELATED LEGISLATION

BILL#	TITLE AND DESCRIPTION	Position	House	SENATE	FINAL
H0010	COUNSELORS/THERAPISTS To exempt from requirements for counselors and marriage and family therapists the activities of clergy persons if such activities are within the scope of the performance of ministerial duties, and delete the exemption for services provided by nonprofit organizations or agencies.		Health/Wel		
H0012	MEDICINE BOARD To require that applicants for licensure by written examination or licensure by endorsement to practice medicine and surgery or osteopathic medicine and surgery shall include fingerprint-based criminal history checks.		House Passed 62-2-6	Health/Wel	
H0014	ACUPUNCTURE To amend existing law relating to the Board of Acupuncture to remove certain licensure eligibility provisions; revise certification requirements and permissible licensing fees.		Health/Wel		
H0015	RESIDENTIAL CARE FACILITY ADMINISTRATORS To revise terminology; provide for the adoption of a code of ethics; revise qualifications for licensure; revise provisions relating to the issuance of licenses and license renewal and reinstatement; and revise board disciplinary action.		Health/Wei		
H0016	COUNSELORS – THERAPISTS To define "pastoral counselor" and revise continuing education requirements and exemptions for counselors and marriage and family therapists.		Health/Wel		

HOUSE/SENATE ABBREVIATIONS:
Agric Aff – Agricultural Affairs

Bus - Business Approp - Appropriations

Com/HuRes – Commerce & Human Resources Educ - Education
Env Aff - Environmental Affairs Health/Wei – Health & Welfare HuRes – Human Resources Fin -- Finance

Res/Con - Resources & Conservation Loc Gov - Local Government JFAC – Joint Finance & Appropriation Committee
Jud – Judiciary, Rules & Administration Res/Env - Resources & Environment

> Rev/Tax - Revenue & Taxation
> St Aff - State Affairs Transp - Transportation & Defense W/M - Way and Means

			<u> </u>	Γ				}
Н0073	Н0072	H0070	Н0025	H0021	Н0019	H0018	H0017	BILL#
CIGARETTES/TOBACCO TAX To increase the rate of tax on cigarettes from one and four-tenths cent to six cents per cigarette (from twenty-eight cents to \$1.28 per package of 20 cigarettes); increase the percentage of cigarette tax collected per package to the Public School Income Fund; and increase the tax on tobacco products from 35% to 135% of the wholesale sales price.	SMALL LAWSUIT RESOLUTION ACT To revise provisions and procedures relating to: exclusion or removal of cases from the evaluation process; qualification, appointment and compensation of evaluators; evaluator authority; discovery provisions; prehearing and hearing procedures; certain limitations on evaluator decisions; trials de novo; fees and costs; offers of compromise; judgments; the right to trial; and certain statistical records.	UNEMPLOYMENT INSURANCE TAX To provide that the taxable wage base for calculating the unemployment insurance tax for calendar years 2003 and 2004 shall be the taxable wage base in effect for calendar year 2002; and provide that the taxable wage rate in Schedule II shall be effective for calendar years 2003 and 2004.	NURSING HOME ADMINISTRATORS To provide for the endorsement of licenses for nursing home administrators based upon the submission of evidence that the applicant meets qualifications as established by rule of the Board of Nursing Home Administrators.	PODIATRY To set a maximum amount for examination fees.	PSYCHOLOGISTS To clarify the requirements for fee payments.	OPTOMETRISTS To delete language setting forth the State Board of Optometry Fund; provide that fees shall be paid to the Bureau of Occupational Licenses; and increase the maximum amount for annual license renewal fees.	CHIROPRACTORS To clarify exemptions and revise licensing and registration fees.	TITLE AND DESCRIPTION
								IHA Position
Rev/Тах	House Passed 68-0-2	House Passed 67-3-0	House Passed 66-0-4	House Passed 67-0-3	House Passed 67-1-2	Health/Wel	Health/Wei	House
	Sen Passed 35-0-0	Sen Passed 33-0-2	Health/Wel	Health/Wel	Health/Wel			SENATE
•	To Governor	Session Law, Chapter 2 Effective: 01/01/03				Died in Committee		FINAL

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Ḥ0199	H0196	H0193	H0168	H0161	H0120	H0092	BILL#
ATHLETIC TRAINERS – LICENSURE To further govern the duties of the Board of Athletic Trainers and the Board of Medicine to license athletic trainers, determine qualifications and enforce the requirements of practice.	PUBLIC MONEY – SUPPORT CANDIDATE/MEASURE To prohibit the expenditure of public moneys by political subdivisions of the state of Idaho to support or oppose ballot measures or candidates and provide penalties	AMBULANCE DISTRICTS – BUDGETS To provide for a budget increase above the three percent property tax cap for ambulance districts if certain conditions occur and in the case of ambulance service where no ambulance district exists, a budget increase above the three percent cap if certain conditions occur.	PROFESSIONAL EMPLOYERS To provide that benefit and welfare plans for assigned workers, if limited to the employees of the professional employer and clients, shall not be deemed to be multiple employer welfare arrangements and provide that nothing in the law regarding professional employers shall diminish the defense and limitation afforded a political subdivision under the Idaho Tort Claims Act when, as a client, it enters into a professional employer arrangement.	MEDICINE BOARD To provide that whenever a term of a member of the Board of Medicine who is licensed to practice medicine and surgery expires or becomes vacant, the Idaho Medical Association shall nominate six persons licensed to practice medicine and surgery for the vacancy, and forward the nominations to the governor, who shall appoint from among the nominees.	CITIES – COUNTIES – TRAVEL To provide that cities, counties and other political subdivisions of the state shall fix rates of allowance for per diem subsistence and mileage and if no such rates are fixed, the rates set by the State Board of Examiners for state employees shall apply.	TORTS To provide for several liability for certain torts; lower the limitation on the recovery of non-economic damages; revise the evidentiary standard to clear and convincing evidence for the award of punitive damages; provide a limitation on the recovery of punitive damages; and waive a portion of the bonding and case deposit requirements on appeals of judgments for punitive damages, with exceptions.	TITLE AND DESCRIPTION
						SUPPORT; SPONSORED BY ILRC/IHA	POSITION
Health/Wel	M/M	Rev/Tax	Bus	Health/Wel	Loc Gov	House Passed 58-12-0	House
						Jud	SENATE
	·						FINAL

	Health/Wei	Hea	NURSES To govern the licensure of foreign educated nurses and provide a specific application to Canadian educated nurses.	но236
	Jud		CONTROLLED SUBSTANCE ABUSE – NURSES To provide for the disclosure to prospective employers of information relating to the controlled substance abuse of licensed providers or persons who will be expected to handle or dispense controlled substances in the prospective employment.	H0215
	House Passed 65-0-5; to Senate	Hous 69 to 1	STERILIZATION To provide a comprehensive procedure applicable to persons who may be incapable of giving informed consent to sterilization procedures; require appointment of counsel, notice and consideration by an evaluation committee; require a hearing; specify the criteria to be considered by the court; limit the procedures which may be authorized; govern conditions when a hospital or hospital employee may refuse to participate in sterilization; and provide for exemption from disclosure of records for court proceedings regarding judicial authorization of sterilization procedures.	H0213
	House Passed 66-0-4; to Senate	Hous 6 to	NURSES – LICENSE To clarify the prohibition against individuals representing themselves to the public as nurses unless they are licensed as provided by law.	H0203
	3 rd Reading	314	MEDICAID COVERAGE – PREBORN CHILD To include preborn children within the definition of persons entitled to Medicaid coverage; require services to be provided for prenatal care and other health services for unborn children; and direct the DHW director to seek necessary waivers to provide coverage.	H0202
Died in Committee	Health∕Wel	He	CHILDREN'S HEALTH INSURANCE PROGRAM To provide that the DHW director shall apply for a waiver of the federal Children's Health Insurance Program in order to subsidize health care coverage for pregnant women in Idaho who would otherwise qualify for funding based on income limitations.	но201
	Health/Wei	Не	INFANT DEATH To require an autopsy under specified conditions of unexplained infant death and govern registration of deaths believed to be the result of SIDS.	Н0200
FNAL	House Senate	POSITION H	TITLE AND DESCRIPTION	BILL#

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	DENTISTRY	H0238 for assessing the penalties; and provide that the court shall award the party prosecuting the injunction reasonable attorney's fees and costs incurred in maintaining the action.					
of dentistry; proveshall award the and costs incurred and costs incurred which includes a	ide a formu party ad in	NATURAL HEALTH CARE ACT To require registration to practice natural health care, which includes a broad	spectrum of medical and nonmedical alternative and complementary health practices; create the Board of Natural Health Care; to specify requirements for registration; define the scope of practice; create the Natural Medicine Formulary Council; provide adoption of the formulary; and prescribe license fees.	spectrum of medical and nonmedical alternative and complementary health practices create the Board of Natural Health Care; to specify requirements for registration; define the scope of practice; create the Natural Medicine Formulary Council; provide adoption of the formulary; and prescribe license fees. MEDICAID – DRUG COVERAGE To require negotiated rulemaking relating to conditions for drug coverage for Medicaid patients; establish requirements for rules adopted governing conditions for drug coverage; and define terms.	spectrum of medical and nonmedical alternative and complementary health practical create the Board of Natural Health Care; to specify requirements for registration; define the scope of practice; create the Natural Medicine Formulary Council; provid adoption of the formulary; and prescribe license fees. MEDICAID – DRUG COVERAGE To require negotiated rulemaking relating to conditions for drug coverage for Medicaid patients; establish requirements for rules adopted governing conditions for drug coverage; and define terms. CAMPAIGN FINANCE REPORTING To redefine "person" in the campaign finance reporting law to provide application to political subdivisions of the state of Idaho.	spectrum of medical and nonmedical alternative and complementary health practic create the Board of Natural Health Care; to specify requirements for registration; define the scope of practice; create the Natural Medicine Formulary Council; provadoption of the formulary; and prescribe license fees. MEDICAID – DRUG COVERAGE To require negotiated rulemaking relating to conditions for drug coverage for Medicaid patients; establish requirements for rules adopted governing conditions drug coverage; and define terms. CAMPAIGN FINANCE REPORTING To redefine "person" in the campaign finance reporting law to provide application political subdivisions of the state of Idaho. EMERGENCY COMMUNICATIONS FEE To provide for an emergency communications systems; appointment of an official or administrator to maintain, enhance and govern a consolidated emergency communications system; application to prepaid calling cards; and confidential and proprietary data.	spectrum of medical and nonmedical alternative and complementary health practices create the Board of Natural Health Care; to specify requirements for registration; define the scope of practice; create the Natural Medicine Formulary Council; providing the scope of practice; create the Natural Medicine Formulary Council; providing adoption of the formulary; and prescribe license fees. MEDICAID – DRUG COVERAGE To require negotiated rulemaking relating to conditions for drug coverage for Medicaid patients; establish requirements for rules adopted governing conditions for drug coverage; and define terms. CAMPAIGN FINANCE REPORTING CAMPAIGN FINANCE REPORTING To redefine "person" in the campaign finance reporting law to provide application to political subdivisions of the state of Idaho. EMERGENCY COMMUNICATIONS FEE To provide for an emergency communications systems; appointment of an official or administrator to maintain, enhance and govern a consolidated emergency communications system; application to prepaid calling cards; and confidential and proprietary data. PRIMARY AND PREVENTIVE CARE GRANT PROGRAM To establish the Idaho Primary and Preventive Care Grant Program; provide for service grant applications and awards and the use of service grant moneys; provide for reports; provide for a program board and duties of the board and the DHW; and create the Primary and Preventive Care Fund.
DENTISTRY To provide for civil penalties for the unlawful practice of dentistry; provide a formula for assessing the penalties; and provide that the court shall award the party prosecuting the injunction reasonable attorney's fees and costs incurred in maintaining the action. NATURAL HEALTH CARE ACT To require registration to practice natural health care, which includes a broad spectrum of medical and nonmedical alternative and complementary health practices.	ice la	ral health care, which includes a broad alternative and complementary health practice; re; to specify requirements for registration; a Natural Medicine Formulary Council; provide be license fees.	ing to conditions for drug coverage for ints for rules adopted governing conditions for		inance reporting law to provide application to	inance reporting law to provide application to ho. EE cations fee; establishment of enhanced ons systems; appointment of an official or govern a consolidated emergency prepaid calling cards; and confidential and	inance reporting law to provide application to ho. EE cations fee; establishment of enhanced or systems; appointment of an official or govern a consolidated emergency prepaid calling cards; and confidential and syentive Care Grant Program; provide for and the use of service grant moneys; provide d and duties of the board and the DHW; and e Fund.
Position		Health/Wel		Health/Wel	Health/Wel	Health/Wel	Health/Wel St Aff St Aff
>	Amending Order Health/Wel						
Amending Order	Amending Order Health/Wel					SI A	SLA
Amending Order						St Aff Final	St Aff Final

HCR008	Н0306	H0303	H0301	H0299	H0293	Н0292	BILL#
OBESITY AWARENESS Stating findings of the Legislature concerning the impact of obesity on the citizens of Idaho and declaring January through March as obesity awareness months	HEALTH INSURANCE PROVIDERS To clarify that all entities providing health insurance in Idaho are subject to the reporting requirements relating to annual assessments levied by the Small Employer Reinsurance Program and the Individual High Risk Reinsurance Pool.	MOTOR VEHICLE RESTRAINTS To require motor vehicle occupants to wear safety restraints; citations may be issued to adult occupants who fail to wear safety restraints; citation may be issued to the motor vehicle operator if any minor occupant fails to wear a safety restraint; provide for increased fines; limit application for purposes of violation points and insurance rates; and that enforcement may be accomplished only as a secondary action.	RURAL PHYSICIAN INCENTIVE PROGRAM To create a rural physician incentive program and provide for payments from an incentive fund financed with moneys from a surcharge on state support grants for medical education programs to encourage physicians to locate in rural areas.	EMERGENCY COMMUNICATIONS FEE To provide for an emergency communications fee; establishment of enhanced consolidated emergency communications systems; appointment of an official or administrator to maintain, enhance and govern a consolidated emergency communications system; application to prepaid calling cards; and confidential and proprietary data.	APPROPRIATIONS Providing legislative intent regarding reduced state revenues; reducing the appropriations to the various state agencies, institutions and entities for fiscal year 2003; directing a reduction in the transfer of funds to the Legislative Fund; and providing legislative intent regarding public schools and DHW.	PUBLIC PLACE/BUILDING – SMOKING To define public place and publicly-owned building or office and extend the prohibition on smoking to these places.	TITLE AND DESCRIPTION
							POSITION POSITION
Adopted Voice Vote	Bus	Transp	Educ	St Aff	House Passed 39-30-1	St Aff	House
Adopted Voice Vote					Sen Failed 14-21-0		SENATE
To Secretary of State							FINAL

S1029	\$1012	SENATE	HJM001	HCR021a	HCR017	HCR014	HCR013	BILT#
VOLUNTEER LIABILITY To provide a correct statutory citation to the Idaho Nonprofit Corporation Act in the statute providing a limitation on liability of volunteers, officers and directors of nonprofit corporations and organizations.	MOTOR VEHICLES – SAFETY RESTRAINTS To provide that it is an infraction offense punishable by a fine of \$5.00 for the operator of a motor vehicle to fail to ensure safety restraint use by all occupants of the vehicle and provide for imposition of an additional fine of \$5.50 to be used by the county for the medically indigent residents of that county.		MEDICARE Stating findings of the Legislature and urging Idaho's congressional delegation to support legislation to remove the geographic disparity that currently exists in Medicare reimbursement.	DEVELOPMENTAL DISABILITY – MEDICAID Stating findings of the Legislature regarding the use of utilization management of Medicaid services to persons with developmental disabilities and directing the adoption of the most cost-effective program with features specified by DHW.	DRUGS – UNOPENED/UNUSED Stating findings of the Legislature concerning the destruction of unopened and unused drugs and directing the Board of Pharmacy and DHW to develop necessary statutory and rule changes to allow the return and use of unopened and unused drugs.	"BUY IDAHO" To support and promote working people in living wage jobs in their continuing effort to support their communities, to "Buy Idaho" and to "Build Idaho."	DEVELOPMENTALLY DISABLED Stating findings of the Legislature and directing the Idaho Council on Developmental Stating findings of the Legislature and directing the Idaho Council on Developmental Disabilities, in collaboration with DHW and other stakeholders, to convene a task force to develop a waiver for a self-directed service delivery system for Idahoans with developmental disabilities.	TITLE AND DESCRIPTION
	SUPPORT		SUPPORT					IHA Position
Jud			Adopted Voice Vote	2 nd Reading	House Passed 67-0-3	Com/HuRes	Health/Wel	House
Passed 31-3-1	Transp		Adopted Voice Vote		Health/Wel			SENATE
			To Secretary of State					FINAL

S1072	S1070	S1068	S1051	S1049	S1045	\$1038	BILL#
CHILDREN'S HEALTH INSURANCE PROGRAM To provide that outreach efforts related to the federal Children's Health Insurance Program may exceed federal minimum levels and that such efforts shall be subject to state budgetary limitations that otherwise apply.	PUBLIC DEBTS – COLLECTION AGENCIES To provide that representatives of counties may file civil actions for reimbursement for certain county jail expenses; revise the filing time limitation; and provide that public agencies may retain collection agencies to collect public debts.	DENTISTRY BOARD – EXAMS To authorize the Board of Dentistry to require and accept results of dental and dental hygiene exams administered by approved regional and national dental and dental hygiene testing organizations; and require that a person seeking reinstatement of a license may be required by the Board of Dentistry to pass such examinations as shall demonstrate the person's competence.	INSURANCE CONTRACTS To specify unfair methods of competition and unfair or deceptive acts or practices relating to insurance contracts.	ALCOHOL AND DRUG-FREE WORKPLACE To extend the application of the provisions of the Idaho Employer Alcohol and Drug-Free Workplace Act to all employers and provide that the state of Idaho or any political subdivision of the state that conducts drug and alcohol testing of all employees and prospective employees for whom such testing is not constitutionally prohibited shall qualify for and may be granted the employer premium reduction.	PARKING – DISABLED PERSONS Amends existing law relating to parking for persons with a disability to require designation of spaces, authorize additional enforcement authority, prohibit improper parking, provide additional authority to authorize a temporary placard and increase fines for misuse of temporary placards or special plates.	CAR SAFETY SEATS To provide that no noncommercial motor vehicle operator shall transport a child under the age of six years and who weighs less than sixty pounds unless the child is properly restrained in a car safety seat.	TITLE AND DESCRIPTION
							IHA Position
		Health/Wel					House
Finance	Lac Gov	Sen Passed 32-3-0	Sen Passed 21-13-1; to House	Com/HuRes	Transp	3 rd Reading	SENATE
							FINAL

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CHILDREN – HEALTH INSURANCE To adopt requirements for medical support notice; provide for enforcement by DHW; require notice to the parent ordered to provide health insurance benefits; provide notice to employers; provide enrollment by employers and conditions when termination of coverage may occur. PUBLIC HEALTH
PUBLIC HEALTH To clarify the authority of the DHW director to impose, subject to judicial review, orders for isolation and quarantine.
CHILDREN – MENTAL HEALTH SERVICES To further define the qualifications of a designated examiner for purposes of children's mental health services.
S1087
S1102

BILL#	TITLE AND DESCRIPTION	IHA Position	House	SENATE	FINAL
S1108a	PUBLIC DEBTS – COLLECTION AGENCIES To provide that representatives of counties may file civil actions for reimbursement for certain county jail expenses; revise the filing time limitation; and provide that public agencies may retain collection agencies to collect public debts.			3 rd Reading	
S1119	ALCOHOL AND DRUG-FREE WORKPLACE To extend the application of the provisions of the Idaho Employer Alcohol and Drug-Free Workplace Act to all employers; limit application in certain circumstances; and provide that the state of Idaho or any political subdivision of the state that conducts drug and alcohol testing of all employees and prospective employees for whom such testing is not constitutionally prohibited, shall qualify for and may be granted the employer premium reduction.			Com/HuRes	
S1125	HEALTH INSURANCE TASK FORCE To provide that the Health Care Task Force shall monitor certain health insurance provisions and report any findings and recommendations annually to the Idaho Legislature so long as the Health Care Task Force is active.			St Aff	
S1128	CHILDREN – MENTAL HEALTH SERVICES To further define the qualifications of a designated examiner for purposes of children's mental health services.		-	Health/Wel	
S1131	INSURANCE - SELF-FUNDED To provide that no registration is required for self-funded insurance plans administered by or for any municipal or other political subdivision of the state.			St Aff	
SCR102	SALES TAX – STUDY Stating findings of the Legislature and authorizing the Legislative Council to appoint a committee to study all aspects of the state's sales and use tax structure and to analyze all the sales tax exemptions.			St Aff	
SCR108	HEALTH AND WELFARE DEPARTMENT – RULES Stating findings of the Legislature and rejecting a certain pending rule of the Department of Health and Welfare relating to eligibility for aid to the aged, blind and disabled and concerning rebuttable presumption.			pnr	